

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Kenneth T. Heruth; Confirmation No. 8232  
Keith A. Miesel

Serial No.: 10/825,964 Filed: April 15, 2004

Examiner: Fangemonique A. Smith Group Art Unit: 3736

Docket No.: 1023-360US01 Customer No.: 28863

Title: DETECTING SLEEP

CERTIFICATE UNDER 37 CFR 1.8 I hereby certify that this correspondence is being transmitted via the United States Patent and Trademark Office electronic filing system on March 12, 2009.

By: Shirley A. Belach  
Name: Shirley A. Belach

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Mail Stop Amendment  
Commissioner for Patents  
Alexandria, VA 22313-1450

Dear Sir:

Applicant submits the references listed on the attached form PTO-1449. Under 37 C.F.R. 1.97(e)(2), no item of information contained in this Supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the under-signed, no item of information contained in this Supplemental Information Disclosure Statement was known to any individual designated in § 1.56(c) more than three (3) months prior to the filing of this Supplemental Information Disclosure Statement.

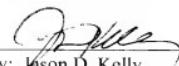
Applicant has enclosed copies of each article cited.

No fee is believed due. Please apply any deficiencies or credits to Deposit Account No. 50-1778.

Respectfully submitted,

Date: 3-12-09

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